



1300 Rec'd PCT/PTO 31 AUG 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Vassilios Papadopoulos et al.

Application Serial No. 09/623,922

Filed: 11 September 2000

Based on: PCT/US99/05853 filed 12 March 1999

Title: CHOLESTEROL RECOGNITION SEQUENCE

BOX PCT

Group Art Unit: (Unassigned)

Examiner: Darrell C. Cottman

RECEIVED

04 OCT 2001

Legal Staff  
International Division

\* \* \* \* \*

**PETITION TO REVIVE UNINTENTIONALLY ABANDONED  
APPLICATION UNDER 37 C.F.R. 1.137(b)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.137(b), this petition is responsive to the Notification of Abandonment mailed June 11, 2001 in the above-identified application.

Applicants filed the above-identified application in the U.S. Receiving Office on September 11, 2000 as a national phase application of PCT/US99/05853. The application was filed without a signed Declaration and Power of Attorney.

Georgetown University Medical Center, the assignee and client with respect to this Application, transferred their files with Robin L. Teskin (Registration No. 35,030) when she moved to Pillsbury Winthrop LLP on November 28, 2000. Upon arrival at Pillsbury Winthrop LLP, the files were entered into the computer docket system as soon as time permitted; however, due to the volume of transferred files (over 1,500 files) it took several weeks to enter them all into the docket system and update the files accordingly. During the transfer, the lack of receipt of the Notification to File Missing Requirements from the U.S. Receiving Office was overlooked due to human error.

Applicants noted upon receipt of the Notification of Abandonment that all correspondence was still being forwarded to the previous firm of Shaw Pittman in Washington, D.C. Applicants did not receive the Notification to File Missing Requirements from Shaw Pittman after transferring to Pillsbury Winthrop LLP and therefore unintentionally missed the response due date.

Attached hereto is a Declaration and Power of Attorney signed by both inventors as well as the late surcharge of \$65.00 (Small Business Entity) with extension of time fees for respect to the above-identified application. Applicants respectfully request that this application be revived so that any remaining matters may be placed into condition for further prosecution.

Applicants hereby petition for the revival of the above-identified Application.

Applicants enclose a check in the amount of \$130.00 representing the requisite petition fee. If any further government fees not specifically authorized herein are necessary for the revival of the above-identified application, the Commissioner is authorized to charge any deficient fees to Deposit Account 03-3975.

If the Commissioner should require any further information, or wish to discuss the facts or rules presented herein, please contact the undersigned at the telephone number set forth below.

Respectfully submitted,

PILLSBURY WINTHROP LLP

By: 

Robin L. Teskin

Registration No. 35,030

1600 Tysons Boulevard  
McLean, Virginia 22102  
(703) 905-2000  
(703) 905-2500 Facsimile

Date: August 31, 2001

Enclosure: Signed Declaration and Power of Attorney  
Petition Fee

Seal

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

( NOT PCT Applications)

For Design, Provisional, or Utility Applications

PATENT APPLICATION



COMPLETION Under Rule 53(f)

In re PATENT APPLICATION of

Inventor(s): Vassilios Papadopoulos et al.

Appln. No.: 09 623,922  
Series Code ↑ Serial No. ↑

Attn: Application Division  
Atty.Dkt. P 0280279 082137  
M# Client Ref

Filed: 11 September 2000

Title: Cholesterol Recognition Sequence

Hon. Commissioner of Patents  
Washington, DC 20231

Date: August 31 2001

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. **Notice to File Missing Parts** ☐ copy attached ☒ not yet received  
2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

(Always "X" box 2 if filing signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or

"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

- 2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.  
2B. ☐ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.  
3. ☐ Specification originally filed in non-English language; hence verified translation attached of:  
a. ☐ Abstract  
b. #  pages of Specification(only spec. & claims)  
c. ☐ Drawing(s)  No of Sheets  
☐ Fig(s).   
4. ☐ Letter filing formal drawing attached.  
5. ☐ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.  
6. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) PCT/US99/05853	12 March 1999	(2) 60/077,753	12 March 1998
(3)		(4)	
(5)		(6)	

7. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in

8.

Application No.	Filing Date	Application No.	Filing Date
(1) 09/04/2001 SLUANG1 00000000 09623922		(2)	
(3) 09/04/2001 SLUANG1 00000000 09623922		(4)	
(5)		(6)	

Adjusted date: 09/07/2001 SLUANG1  
09/04/2001 SLUANG1 00000000 09623922  
OP FC: 2063 -65.00 OP

09/04/2001 SLUANG1 00000000 09623922

02 EC:205  
30214666\_1.DOC

65.00 OP

09/04/2001 SLUANG1 00000000 09623922

Completion Under Rule 53(f)

9. \_\_\_\_\_ (No.) Certified copy (copies): \_\_\_\_\_ ☐ attached; ☐ previously filed (date) \_\_\_\_\_  
in U.S. Application No. \_\_\_\_\_ / \_\_\_\_\_ filed on \_\_\_\_\_
10. Small Entity Status ☐ is Not claimed ☒ is claimed (file PAT-256 if this is the first claim of Small Entity Status)
11. ☒ Attached: Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.137(b)
12. ☐ Preliminary Amendment:

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

				Large/Small Entity		Fee Code
13. Basic Filing Fee . . . . . Design Application				\$320/\$160		106/26
Not Design Application				\$710/\$355	+0	101/201
14. Total Effective Claims		minus 20 =		x \$18/\$9	+0	103/203
15. Independent Claims		minus 3 =		x \$80/\$40	+0	102/202
16. If <u>any proper</u> multiple dependent claim (ignore improper) is present, (Leave this line <u>blank</u> if this is a <u>reissue</u> application)				\$270/\$135	+0	104/204
17. Surcharge for filing Declaration/filing fee late				\$130/\$65	+65	105/205
18. FILING FEE ENCLOSED =				\$65		
19. <b>Original due date:</b> October 12, 2000						
20. <b>Petition is hereby made</b> to extend the <u>original</u> due date to				(1 mo)	\$110/\$55 =	+945
cover the date this response is filed for which the requisite fee				(2mos)	\$390/\$195 =	115/215
is attached				(3mos)	\$890/\$445 =	116/216
				(4 mos)	\$1390/\$695	117/217
				(5 mos)	\$1690/\$945 =	128/228
21. If “non-English” box 3 is X’d, add Rule 17(k) processing fee . . . . .				\$130	+0	139
22. If “assignment” box 5 is X’d, add recording fee. . . . .				\$40	+0	581
23. Petition Fee for Petition to Revive Unintentionally Abandoned Application				\$1240/\$620	+620	141/241
24. TOTAL FEE ENCLOSED =				\$1,630.00		

Our Deposit Account No. 03-3975

Our Order No. 082137

0280279

C#

M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

09/11/2001 LLANDGRA 00000001 09623922

**Pillsbury Winthrop LLP**  
Intellectual Property Group

01 FC:254

65.00 OF

1600 Tysons Boulevard

McLean, VA 22102

Tel: (703) 905-2000

Atty/Sec: RLT/LAK

By Atty: Robin L. TeskinReg. No. 35,030Sig: by Robin L. TeskinFax: (703) 905-2500  
Tel: (703) 905-2200**NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments**